



Response Under 37 C.F.R. § 1.116
Expedited Procedure
Examining Group 2800

PATENT
ATTORNEY DOCKET NO.: 053785-5126

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)
)
Ku-Hyun PARK et al.) Confirmation No. 6405
)
Application No.: 10/607,044) Art Unit: 2871
)
Filed: June 27, 2003) Examiner: M. Caley
)
For: OPTICALLY COMPENSATED) Mail Stop AF
BIREFRINGENCE MODE LIQUID)
CRYSTAL DISPLAY DEVICE AND)
METHOD OF FABRICATING THE SAME)

The Commissioner for Patents
U.S. Patent and Trademark Office
Mail Stop AF
Alexandria, VA 22314

**NOTICE OF APPEAL TO THE
BOARD OF PATENT APPEALS AND INTERFERENCES**

Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision of the Examiner dated July 26, 2004, the period for reply to which has been extended to September 23, 2005, by an additional 2-month extension of time filed concurrently herewith, finally rejecting claims 1 through 20.

1. **Extension of Time**

☒ Applicant petitions for an extension of time, the fees for which are set out in 37 C.F.R. § 1.17(a), for the total number of months checked below:

Total Months Requested	Fee for Extension	[Fee for Small Entity]
<input type="checkbox"/> one month	\$ 120.00	\$ 60.00
<input type="checkbox"/> two months	\$ 450.00	\$ 225.00
<input checked="" type="checkbox"/> three months	\$ 1,020.00	\$ 510.00
<input type="checkbox"/> four months	\$ 1,590.00	\$ 795.00

09/23/2005 JAD001 00000150 500310 10007044
01 FC:1253 900.00 DA
02 FC:1401 500.00 DA

- ☒ If an additional extension of time is required, please consider this a Petition therefor.
- ☒ An extension for one month has already been secured and the fee paid therefor of \$120.00 is deducted from the total fee due for the total months of extension now requested.

Extension of time fee due with this request: \$ 900.00.

2. **Notice of Appeal Fee – 37 C.F.R. § 1.17(b)**

- ☐ The fee in the amount of \$500.00 to cover the appeal fee is enclosed.
- ☒ The Commissioner is hereby authorized to charge the Notice of Appeal fee to Deposit Account No. 50-0310. The amount is \$500.00.

3. **Fee Total(s):**

- ☒ The Notice of Appeal Fee Under 37 C.F.R. § 1.17(b) of \$500.00 with an additional two (2) months extension of time fee of \$900.00, totaling \$1,400.00, is being charged to Deposit Account No. 50-0310.


4. **Constructive Petition**

- ☒ EXCEPT for issue fees payable under 37 C.F.R. § 1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R. §§ 1.16 and 1.17 which may be required, including any required extension of time fees, or credit any overpayment to Deposit Account 50-0310. This paragraph is intended to be a CONSTRUCTIVE PETITION FOR EXTENSION OF TIME in accordance with 37 C.F.R. § 1.136(a)(3).

Respectfully submitted,

MORGAN, LEWIS & BOCKIUS LLP

Dated September 22, 2005

By: 
David B. Hardy
Reg. No. 47,362

CUSTOMER NO. 09629
MORGAN, LEWIS & BOCKIUS LLP
1111 Pennsylvania Avenue, N.W.
Washington, D.C. 20004
Telephone: (202) 739-3000